

**STATE OF INDIANA  
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**

**PUBLIC NOTICE NO. 2008 – 11C- F**

**DATE OF NOTICE: NOVEMBER 21, 2008**

Note: please refer to the last page of this notice for information regarding your rights and responsibilities pertaining to the Public Notice process and timeframes. Please feel free to contact us with any questions or concerns.

**The Office of Water Quality issues the following NPDES FINAL PERMITS.**

**MAJOR – RENEWALS**

**CITY OF BEDFORD WWTP**, Permit No. IN0025623, LAWRENCE COUNTY, 3513 Pumphouse Rd, Bedford, IN. This municipal facility discharges 3.0 million gallons per day of treated sanitary & industrial wastewater into East Fork of the White River. Permit Writer: Bill Stenner at 317/233-1449.

**TOWN OF SANTA CLAUS WWTP**, Permit No. IN0020605, SPENCER COUNTY, 15165 N SR 245, Santa Claus, IN. This municipal facility discharges 1.17 million gallons per day of treated sanitary wastewater into an unnamed tributary to Crooked Creek. Permit Writer: Leigh Voss at 232-8698.

**MINOR – RENEWALS**

**TOWN OF ARGOS WWTP**, Permit No. IN0022284, MARSHALL COUNTY, 16720 Linden Rd, Argos, IN. This municipal facility discharges 0.212 million gallons per day of treated sanitary wastewater into an unnamed tributary to Myers Ditch. Permit Writer: Jessica Faust-Hamblin at 317/232-8619.

**TOWN OF ATLANTA WWTP**, Permit No. IN0022306, HAMILTON COUNTY, 38 E CR 550 S, Atlanta, IN. This municipal facility discharges 0.08 million gallons per day of treated sanitary wastewater into Cicero Creek. Permit Writer: Jessica Faust-Hamblin at 317/232-8619.

**CITY OF DUNKIRK WWTP**, Permit No. IN0021491, BLACKFORD & JAY COUNTIES, 8198 E 499 S, Dunkirk, IN. This municipal facility discharges 0.70 million gallons per day of treated sanitary & industrial wastewater into Dunkirk Drain to Big Lick Creek. Permit Writer: Jason House at 317/233-0470.

**TOWN OF MONTGOMERY WWTP**, Permit No. IN0034932, DAVIESS COUNTY, near the Baltimore/Ohio RR track, north of US 50, Montgomery, IN. This municipal facility discharges 0.09 million gallons per day of treated sanitary wastewater into the South Fork of Prairie Creek. Permit Writer: Jason House at 317/233-0470.

**ROLLING VISTA ESTATES WWTP**, Permit No. IN0057487, MORGAN COUNTY, 6717 E Ridgeway Dr, Mooresville, IN. This semi-public facility discharges 0.02 million gallons per day of treated sanitary wastewater into an unnamed tributary to Sinking Creek. Permit Writer: John Donnellan at 317/234-0865.

**SHADELAND COMMERCE CENTER**, Permit No. IN0060020, MARION COUNTY, 2900 N Shadeland Av, Indianapolis, IN. This industrial facility discharges 0.036 million gallons per day of ground water remediation wastewater into the North Branch of Pleasant Run Creek. Permit Writer: Stan Rigney at 317/232-8709.

## APPEAL PROCEDURES FOR FINAL PERMITS

The Final Permits are available for review & copies at IDEM, Indiana Government Center, North Bldg, 100 N Senate Ave, Indianapolis, IN, Rm 1203, Office of Water Quality/NPDES Permit Section, from 9 – 4, M - F (copies 10¢ per page). Each Final Permit is available at the respective, local County Health Department. **Please tell others you think would be interested in this matter.** Regarding your rights and responsibilities pertaining to the Public Notice process and timeframes, please refer to IDEM websites: <http://www.in.gov/idem/5474.htm> and IDEM Permit Guide (Public Participation): <http://www.in.gov/idem/4172.htm>.

**APPEAL PROCEDURE:** Any person affected by the issuance of the Final Permit may appeal by filing a **Petition for Administrative Review** with the Office of Environmental Adjudication **within** eighteen (18) days of the date of this Public Notice. Any appeal request must be filed in accordance with IC 4-21.5-3-7 and must include facts demonstrating that the party requesting the appeal is the applicant; a person aggrieved or adversely affected or is otherwise entitled to review by law.

**TIMELY FILING:** The **Petition for Administrative Review** must be received by the Office of Environmental Adjudication (OEA) **within** 18 days of the date of this Public Notice; either by U.S. Mail postmark or by private carrier with dated receipt. The **Petition for Administrative Review** represents a request for an Adjudicatory Hearing; therefore it must include the following information:

- **state the name and address** of the person making the request;
- **identify the interest** of the person making the request;
- **identify any persons represented** by the person making the request;
- **state specifically the reasons** for the request;
- **state specifically the issues proposed for consideration** at the hearing;
- **identify the Final Permit Rule terms and conditions** which, in the judgment of the person making the request, would be appropriate to satisfy the requirements of the law governing this NPDES Permit rule.

If the person filing the **Petition for Administrative Review** desires any part of the NPDES Final Permit Rule to be stayed pending the outcome of the appeal, a **Petition for Stay** must be included in the appeal request, identifying those parts to be stayed. All Petitions must be mailed or delivered, within the timeframe noted above, to the following address:

**Environmental Law Judge  
Office of Environmental Adjudication (OEA)  
IGC – North Building- Rm 501  
100 N. Senate Avenue  
Indianapolis IN 46204  
317/232-8591.**

**STAY TIME FRAME:** If the Petition(s) is filed **within** eighteen (18) days of the date of this Public Notice, the effective date of any part of the permit, within the scope of the **Petition for Stay** is suspended for fifteen (15) days. The Permit will become effective again upon expiration of the fifteen (15) days, unless or until an Environmental Law Judge stays the permit action in whole or in part.

**HEARING NOTIFICATION:** Pursuant to Indiana Code, when a written request is submitted, the OEA will provide the petitioner or any person wanting notification, with the Notice of pre-hearing conferences, preliminary hearings, hearing stays or orders disposing of the **Petition for Administrative Review**. The **Petition for Administrative Review** must be filed in compliance with the procedures and time frames outlined above. Procedural or scheduling questions should be directed to the **OEA at 317/232-8591**.